

Notice of Allowability

Application No.

09/780,222

Examiner

Mark T. Henderson

Applicant(s)

SCHWARZBAUER ET AL.

Art Unit

3722

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 6/3/05.
2. ☒ The allowed claim(s) is/are 3,4,6,8-14 and 24-38.
3. ☒ The drawings filed on 29 July 2005 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
 - * Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

EXAMINER'S AMENDMENT

Faxing of Responses to Office Actions

In order to reduce pendency and avoid potential delays, TC 3700 is encouraging FAXing or responses to Office Actions directly into the Group at (571) 273-8300. This practice may be used for filing papers, which require a fee by applicants who authorize charges to a PTO deposit account. Please identify the examiner and art unit at the top of your cover sheet. Papers submitted via FAX into TC 3700 will be promptly forwarded to the examiner.

1. Claims 10-12, 24, 30, and 31 have been amended for further examination. Claims 1, 2, 5, 7, 15-23 have been canceled.

2. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

The application has been amended as follows:

Claims:

- a. On Claim 10, line 5, please insert -- primary—before “film layer having”, please delete “primal”.

Allowable Subject Matter

3. Claims 3, 4, 6, 8-14, 24-38 are allowed.
4. The following is a statement of reasons for the indication of allowable subject matter: No prior art of record discloses or fairly suggests a form with an integrated card comprising: a base paper layer having top and bottom surfaces and a periphery; a primal film layer having top and bottom surfaces and a periphery; a breakaway layer coated on top of the primary and within the periphery of the primary film layer; an adhesive layer to secure the bottom surface of the base paper layer to the breakaway layer; at least one die-cut through the top and bottom surfaces within the periphery of the base paper layer, through the adhesive layer and through the breakaway layer; wherein the area within the die-cut forms an information card; wherein the breakaway layer comprises a single layer of dry release material that has a greater affinity for the adhesive layer than the top surface of the primary film layer, and further having release levels with respect to the primary film layer that vary in a predetermined pattern at least within the periphery of the die cut; and including all of the other limitations of the independent claims.

The Matsuguchi reference was the closest reference similar to applicant's invention. However, Matsuguchi does not disclose wherein the breakaway layer comprises a single layer of dry release material and has release levels with respect to the primary film layer that vary in a predetermined pattern at least within the periphery of the die cut.

Prior Art

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Garrison, Moeller et al, Washburn et al, Dronzek Jr. et al, Dronzek Jr. et al ('781), Challoner et al, Casagrande, Mijdam et al, Cross, Braun, and Nandy et al disclose similar forms with integrated cards.


Contact Information

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mark T. Henderson whose telephone number is (571) 272-4477, and informal fax number is (571) 273-4477. The examiner can be reached on Monday-Friday from 9:00AM to 3:45PM. If attempts to reach the examiner by telephone are unsuccessful, the Examiner Supervisor, Boyer Ashley, can be reached at (571) 272-4502. The formal fax number for TC 3700 is (571) 273-8300.



MTH

August 4, 2005


BOYER D. ASHLEY
PRIMARY EXAMINER